



101 South Salina Street, Suite 400  
Syracuse, New York 13202  
Telephone: (315) 425-9000  
Facsimile: (315) 425-9114

**Robert E. Purcell**  
E-Mail: [rpurcell@wallmarjama.com](mailto:rpurcell@wallmarjama.com)

November 28, 2005

**FILED ELECTRONICALLY USING CM/ECF**

Honorable Gustave J. DiBianco  
United States Courthouse  
PO Box 7396  
100 South Clinton Street  
Syracuse, New York 13261

**Re: Haritatos v. Hasbro, Inc. et al.  
Civil Action No. 05-CV-930 (DNH)(GJD)  
Our File No. 115\_003**

Dear Judge DiBianco:

On behalf of Plaintiff, Spero Haritatos, I am requesting telephone discovery conference to address the gross delinquency of Defendant Toys "R" Us, LLC in providing its initial disclosures.

The Rule 26 conference in this case was held on October 12, 2005, and therefore the disclosures were due by October 22, 2005. Not having received the Toys "R" Us disclosures, I sent by e-mail and facsimile a letter to its attorney, John McGowan, dated November 3, 2005, a copy of which is attached hereto as Exhibit "A", requesting that the disclosures be provided. Not having received the disclosures, on November 17, 2005, I spoke with Mr. McGowan by telephone. He explained that he had been in trial for the preceding three weeks. I consented to his request to provide me with the initial disclosures by "next week" and to his request for an extension of time in which to provide responses to Plaintiff's outstanding discovery by December 1, 2005.

As of the time and date of submitting this letter request, I still have not received any initial disclosures from Defendant Toys "R" Us. Accordingly, Plaintiff requests a telephonic discovery conference to address this matter.

Very truly yours,  
WALL MARJAMA & BILINSKI LLP

Robert E. Purcell

REP/dms

cc.: John G. McGowan, Esq. (by CM/ECF)  
Kim T. Landsman, Esq. (by CM/ECF)

# EXHIBIT “A”



101 North Salina Street, Suite 400  
Syracuse, New York 13202  
Telephone: (315) 425-9000  
Facsimile: (315) 425-9114

**Robert E. Purcell**  
E-Mail: [rpurcell@wallmarjama.com](mailto:rpurcell@wallmarjama.com)

November 3, 2005

**VIA FACSIMILE (315-422-6825)**  
**& E-MAIL ([jmcgowan@bsk.com](mailto:jmcgowan@bsk.com))**

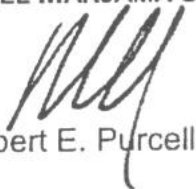
John G. McGowan, Esq.  
Bond, Schoeneck & King, PLLC  
One Lincoln Center  
Syracuse, New York 13202

**RE: Spero Haritatos v. Hasbro, Inc. and Toys "R" Us-NY LLC**  
**Civil Action No. 6:05-CV-930 (DNH) (GJD) (N.D.N.Y.)**  
**Our Ref. No. 115\_003**

Dear John:

I do not believe I have received Toys "R" Us's Initial Disclosures. If you have already provided me with a copy please resend a copy. If you have not provided me with a copy, please do so immediately.

Very truly yours,  
**WALL MARJAMA & BILINSKI LLP**



Robert E. Purcell

REP/dms

## Other Documents

6:05-cv-00930-DNH-GJD Haritatos v. Hasbro, Inc. et al

### U.S. District Court

#### Northern District of New York [LIVE - Version 2.5]

#### Notice of Electronic Filing

The following transaction was received from Purcell, Robert E. entered on 11/28/2005 at 3:20 PM EST and filed on 11/28/2005

**Case Name:** Haritatos v. Hasbro, Inc. et al

**Case Number:** 6:05-cv-930

**Filer:** Spero Haritatos

**Document Number:** 18

#### Docket Text:

Letter Motion from Robert E. Purcell for Spero Haritatos, Spero Haritatos requesting telephonic discovery conference submitted to Judge DiBianco. (Attachments: # (1) Exhibit(s) A)(Purcell, Robert)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1051896954 [Date=11/28/2005] [FileNumber=523733-0]  
] [4ff1a6a1e1349ec5c8dee21b2dac704b0076e92895e75af9af0467065e6154bf85e  
dd6f786fb210622fc99b546e142444f4ea0f793929d08edd9d8b4ee4a3cd7]]

**Document description:**Exhibit(s) A

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1051896954 [Date=11/28/2005] [FileNumber=523733-1]  
] [43f9cf42ec0164f1b46a6902c235fae21fe1c8dfa185d835f3d3fe81fb1705209b7  
f5f095ce8d21af3ae16c7001ff83f54948c4bff472cdd4eda502122805dad]]

#### 6:05-cv-930 Notice will be electronically mailed to:

Kim J. Landsman kjlandsman@pbwt.com, cbelanger@pbwt.com

John G. McGowan jmcgowan@bsk.com, pkeenan@bsk.com

Indranil Mukerji imukerji@wallmarjama.com, closurdo@wallmarjama.com;  
cnichols@wallmarjama.com; imukerji@twcny.rr.com

Robert E. Purcell rpurcell@wallmarjama.com, cnichols@cny-iplaw.com; closurdo@cny-iplaw.com

Denis J. Sullivan dsullivan@wallmarjama.com, dszentmiklosi@wallmarjama.com

**6:05-cv-930 Notice will be delivered by other means to:**